

## SCHEDULE 3

### PART II

#### MODIFICATIONS OF THE REGULATION OF INVESTIGATORY POWERS ACT 2000

4. In section 7 (issue of warrants)–

- (a) in paragraph (a) of subsection (1), after “Secretary of State” there is inserted “or, in the case of a warrant issued by the Scottish Ministers (by virtue of provision made under section 63 of the Scotland Act 1998), a member of the Scottish Executive”;
- (b) in paragraph (b) of that subsection, after “(2)” there is inserted “(a) or (b)”;
- (c) at the end of paragraph (b) there is inserted the following paragraph:–
  - “; or
  - (c) in a case falling within subsection (2)(aa), under the hand of a member of the staff of the Scottish Administration who is a member of the Senior Civil Service and who is designated by the Scottish Ministers as a person under whose hand a warrant may be issued in such a case.”; and
- (d) in subsection (2) after paragraph (a) there is inserted–
  - “(aa) an urgent case in which the Scottish Ministers have themselves (by virtue of provision made under section 63 of the Scotland Act 1998) expressly authorised the use of the warrant in that case and a statement of that fact is endorsed on the warrant; and”.